

ASSEMBLY BILL

No. 540

Introduced by Assembly Member Bogh

February 18, 2003

An act to add Section 102306 to the Health and Safety Code, relating to vital statistics.

LEGISLATIVE COUNSEL'S DIGEST

AB 540, as introduced, Bogh. Death certificates.

Existing law requires the Director of Health Services, as the State Registrar of Vital Statistics, to administer the registration of births, deaths, fetal deaths, and marriages, and provides that the State Registrar of Vital Statistics has supervisory power over local registrars. Existing law requires the local registrar of births and deaths to transmit each week to the State Registrar all original certificates accepted for registration by him or her during the preceding week.

This bill would require the certificate of death of a peace officer to be processed immediately upon acceptance for registration and to be issued no later than 10 days following acceptance for registration.

By requiring a higher level of service of local registrars, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 102306 is added to the Health and
2 Safety Code, to read:

3 102306. The certificate of death of an individual who is a
4 peace officer pursuant to Section 830 of the Penal Code shall be
5 processed immediately upon acceptance for registration and shall
6 be issued no later than 10 days following acceptance for
7 registration.

8 SEC. 2. Notwithstanding Section 17610 of the Government
9 Code, if the Commission on State Mandates determines that this
10 act contains costs mandated by the state, reimbursement to local
11 agencies and school districts for those costs shall be made pursuant
12 to Part 7 (commencing with Section 17500) of Division 4 of Title
13 2 of the Government Code. If the statewide cost of the claim for
14 reimbursement does not exceed one million dollars (\$1,000,000),
15 reimbursement shall be made from the State Mandates Claims
16 Fund.

